

BOARD OF MADISON COUNTY COMMISSIONERS
November 6, 2007 MINUTES

On Tuesday, November 6, 2007, a meeting of the Board of Madison County Commissioners came to order at 9:00 a.m. with Commissioners Marilyn Ross, and Jim Hart present. David Schulz was absent to attend a Board of Livestock meeting in Helena regarding Brucellosis.

Marilyn Ross moved to approve the October 26, 2007, minutes as read. Jim Hart seconded the motion. All voted aye and the motion carried. Marilyn Ross moved to approve the October 30, 2007, minutes with corrections. Jim Hart seconded the motion. All voted aye and the motion carried.

Those people in attendance at the meeting were Vicki Tilstra, Charity Fechter, Todd Thesing, and those on the attached list.

Clerk and Recorder's Road Map: The Board discussed names of people who would possibly be interested in restoring and updating the road map and associated documents in the Clerk and Recorder's Office.

Journal Vouchers: Marilyn Ross moved to approve Journal Vouchers for the 10/07 accounting period. Jim Hart seconded the motion. All voted aye and the motion carried.

County Vehicle Use Tax Liability: Vicki Tilstra, Chief Financial Officer, met with the Board to discuss options related to tax obligations for persons using a county vehicle to commute to and from work. Two options for determining this liability were discussed. Vicki recommended the option of using the "Commuting Rule" which would require employees to claim \$1.50 as a taxable benefit for each one-way commute. The Finance Department will make a space available on time sheets for employees to record this commute. The Board will conduct a meeting with those affected to explain this new process to them.

Airport Engineer Selection: After having duly noticed a request for qualifications and experience and having received one response from a qualified airport engineer, Marilyn Ross moved to accept the Statement of Qualifications and Experience from Robert Peccia & Associates and to select them as the firm which will provide engineering services, including planning, preliminary engineering, design engineering, construction management services, project close-out and administrative assistance, to Madison County for future 2007-2012 improvements at the Big Sky Airport in Ennis, Montana, and the Twin Bridges Airport in Twin Bridges, Montana. Jim Hart seconded the motion. All voted aye and the motion carried.

Staff Planner Position: Charity Fechter, Planning Director, met with the Board to discuss staff planner interviews. Charity asked that if anyone has questions to ask at Planner II interviews, please get them to her.

Airport Affected Area: Charity Fechter, Planning Director, met with the Board to discuss Airport Affected Area regulations. Charity presented the Board with a tentative schedule for the process of developing these regulations.

Yellowstone Club Phase 3, Lot 309, Request for Building Envelope Change: Charity Fechter, Planning Director, and Todd Thesing, Highline Partners, Ltd., met with the Board to discuss a request to change the location of a building envelope in Yellowstone Club. Based on information received and the recommendation of the Planning Director, Marilyn Ross moved to approve the request to change the building envelope in Lot 309, Yellowstone Club Phase 3, with the conditions set forth by the Planning Director. Jim Hart seconded the motion. All voted aye and the motion carried.

Ennis Shop Construction Bids: The Board received two bids for the concrete portion of the Ennis Shop construction project. The Board will review the bids before making a determination.

Resolution for Road Name Change: Having conducted a duly noticed public hearing on October 30, 2007, Marilyn Ross moved to adopt Resolution 41-2007, a resolution changing the name of West Bald Eagle Drive to Green Acre Lane. Jim Hart seconded the motion. All voted aye and the motion carried.

Beehive Basin Road Maintenance: Having conducted a preliminary Geotechnical Investigation on Beehive Basin Road, Jeremy Olsen of Gaston Engineering and Surveying recommended continued monitoring of the road. Marilyn Ross moved to approve the agreement, dated September 25, 2007, W.O. #06-594, with Gaston Engineering and Surveying to continue monitoring the inclinometer on a quarterly basis and that NTL proceed with their subsurface investigation of Beehive Basin Road. Jim Hart seconded the motion. All voted aye and the motion carried.

Resolution Creating a Housing Advisory Board: Marilyn Ross moved to adopt Resolution 40-2007, a resolution establishing a Housing Advisory Board to support housing needs in Madison County, with the attached by-laws. Jim Hart seconded the motion. All voted aye and the motion carried.

Headwaters Cooperative Recycling Interlocal Agreement: Marilyn Ross moved to approve the Headwaters Cooperative Recycling Agreement, dated October 8, 2007, by and among Meagher County, Jefferson County, Butte-Silver Bow City-County, Granite County, Madison County, Park County, Beaverhead County, City of Deer Lodge, Augusta Solid Waste, City of Choteau, City of Harlowton, City of Lincoln, City of Manhattan, Yellowstone National Park, and other Counties, Cities and Towns, and Solid Waste Districts accepted by the Headwaters Cooperative Recycling, Inc., for providing for the pickup, consolidation, and sale of certain types of recyclable materials from South Central Montana and Yellowstone National Park, for a period of five (5) years, which may be extended by the entities. Jim Hart seconded the motion. All voted aye and the motion carried.

The Board left Virginia City at approximately 11:15 a.m. and traveled to Pony for the remainder of the meeting. The Board resumed the meeting in Pony at 1:30 p.m. David Schulz was present for this portion of the meeting.

Brucellosis Letter: Jim Hart moved to send the letter, dated November 6, 2007, written to Mr. Jeff Hagener, Montana Fish, Wildlife, and Parks, regarding the proposed Split State Status for Brucellosis management. Marilyn Ross seconded the motion. All voted aye and the motion carried.

Cielo Property Lease: The Board discussed renewal of the lease for the Panky House from Cielo Properties, Inc. The Board will explore other options before renewing this lease.

Public Hearing – Road Maintenance Petition: Those people on the attached list were present at the Public Hearing. Commissioner and Road District 2 Supervisor, Marilyn Ross, opened the public hearing and read the petition requesting that Madison County implement a moratorium on county road building in the Pony Townsite until a comprehensive policy for road construction and maintenance is established, stating that this Public Hearing had been duly noticed and that all persons who signed the petition had been sent a notice of the hearing. Much public discussion ensued, primarily in favor of the petition. Based on the recommendation of the County Attorney and on discussion today, Marilyn Ross moved that the petition be denied and that the residents of Pony proceed in creating a task force to prioritize and make recommendations to the Board of Commissioners regarding road work in Pony. Jim Hart seconded the motion. All voted aye and the motion carried. The public hearing was closed at 3:30 p.m.

Public Discussion: Kathy Looney asked Ralph Hamler, Sanitarian, to spell out once and for all why they can't get rid of junk vehicles in Pony. Ralph explained the process that needs to be followed for removal of junk vehicles and provided forms to those who needed them.

With no further business the meeting was adjourned at 3:35 p.m.

David Schulz, Chairman
Board of Madison County Commissioners

Date Approved: November 13, 2007

Minutes prepared by:

Laurie Buyan, Administrative Assistant

Peggy Kaatz, Clerk and Recorder, Madison County